NOV 2 1 2005 N THE STATES PATENT AND TRADEMARK OFFICE (Docket No. 410461)

In re the Application of:

Vladimir Mitelberg et al.

Customer No. 27717

Output

Description:

Serial No.: 10/743,510 ) Art Unit: 3738

Filed: December 22, 2003 Examiner: Bruce Edward Snow

For: Intravascular Stent Device

TO: MAIL STOP: Amendment Commissioner for Patents

P.O. Box 1450

Alexandria, Virginia 22313-1450

## TERMINAL DISCLAIMER

Dear Sir:

The owner, Cordis Neurovascular, Inc., (a corporation of the State of Florida), of a 100 percent interest in the present application, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term, as defined in 35 U.S.C. 154-156 and 173 (as presently shortened by any terminal disclaimer) of prior Patent No. 6,818,013. The assignment of this instant application relates to prior Patent No. 6,818,013, such assignment being effective for divisional applications, the instant application being such a divisional application.

The owner agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application, and is binding upon the grantee, its successors, and assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any term of a patent granted on the instant application that would extend to the expiration date of the full, statutory term, as defined in 35 U.S.C. 154-156 and 173, of the prior patent, in the event that the prior patent later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or in part, or terminally disclaimed under 37 C.F.R. 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

The undersigned is an attorney of record.

Respectfully submitted,

Henry W. Collins, Esq. Registration No. 25,039

Cordis Corporation

14201 N.W. 60<sup>th</sup> Avenue

Miami Lakes, Florida 33102-5700